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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/524,563	02/14/2005	Jean-Luc Lesur	032326-291	1040

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BUCHANAN, INGERSOLL & ROONEY PC
POST OFFICE BOX 1404
ALEXANDRIA, VA 22313-1404

EXAMINER

WILLIAMS, JAMILA O

ART UNIT	PAPER NUMBER
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3725

NOTIFICATION DATE	DELIVERY MODE
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10/27/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

ADIPFDD@bipc.com

Office Action Summary	Application No. 10/524,563	Applicant(s) LESUR, JEAN-LUC	
	Examiner JAMILA WILLIAMS	Art Unit 3725	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 September 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,3-8 and 10-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,3-8,10-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Prosecution Application

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 9-30-2008 has been entered.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1 and 3-10 are rejected under 35 U.S.C. 102(b) as being anticipated by 4,579,754 to Mauer et al (hereinafter Mauer).

Mauer discloses a personalized multilayer support in the general shape of a card (id card figure 1 and abstract) comprising a card body (13,26) which is provided on an upper face with personal information (21,31) which is visible from the exterior of the support, an at least partially transparent film (11,28) fixed to the upper face of the card body and

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marker lines (15-19,29,30), which delimit zones of the film having increased mechanical strength, forming tear scores so that the film is torn if an attempt is made to peel off the film (inherently these delimited zones would provide some degree of tearing if peeling was attempted), wherein the marker lines depict at least one identification motif which is visible from the exterior of the support (column 5 lines 4-9), the marker lines comprise weld beads formed at the interface between the film and card body (the examiner takes the position that the material remaining between the film and body after heat is transferred to the areas of 15-17 and 29, for example, by the laser constitutes a weld bead).

Mauer discloses the marker lines comprise grooves (17,19,30 for example) formed in at least one of the faces of the film (11,28), as recited in claim 3.

Mauer discloses the grooves pass through the entire thickness of the film (19,30 pass through to card body 13 and 28), as recited in claim 4.

Mauer discloses the marker lines comprise grooves on at least one face of the film and marks and/or welds at the interface between the transparent film and the adjacent card body (17,19,30 can be considered the grooves and 15,16,29 can be considered marks), as recited in claim 5.

Mauer discloses the upper face of the transparent film is covered with a transparent protective layer (figure 3 layer 27 covers layer 28), as recited in claim 6.

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Mauer discloses the method of manufacturing a personalized multilayer support comprising an assembly step during which an at least partially transparent film (11, 28) is fixed to the upper surface of a card body (13,26), a personalization step during which personal information (21,31) is placed on the upper face of the card body so that the personal information is visible from the exterior of the support through the transparent film (figure 1) and a security step that is carried out after the assembly step during which marker lines (15-19,29,30) are produced by means of a laser beam (column 5 lines 10-40) so as to delimit zones of the film having reduced or increased mechanical strength forming tear scores with a view to causing the film to be torn if an attempt is made to peel the film (inherently these delimited zones of the film would cause some degree of tearing if peeling were attempted), the marker lines are produced by forming weld beads at the interface between the film and card body (the examiner takes the position that the material remaining between the film and body after heat is transferred to the areas of 15-17 and 29, for example, by the laser constitutes a weld bead), as recited in claim 7.

Mauer discloses the marker lines are produced by forming grooves on at least one surface of the film (17,19,30 can be considered the grooves), as recited in claim 8.

Mauer discloses the marker lines are produced by forming grooves on at least one face of the transparent film and marks and/or welds at the

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interface between the transparent film and the adjacent card body, in line with the grooves (17,19,30 can be considered the grooves and 15,16,29 can be considered marks in line with the grooves), as recited in claim 10. Regarding claims 11-12, Mauer discloses at least a portion of the marker lines are of the same shape as at least a portion of the personal information (see indicia in figures).

Response to Arguments

Applicant's arguments filed 9-30-2008 have been fully considered but they are not persuasive.

Regarding applicant's arguments towards Mauer and the weld bead, the examiner maintains that the melted material remaining after the laser is applied to the card constitutes a weld bead. This additional melted material would inherently provide some degree of mechanical strength in that area.

The rejections are therefore maintained.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JAMILA WILLIAMS whose telephone number is (571)272-4431. The examiner can normally be reached on Monday-Thursday 6:00am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Derris Banks can be reached on 571-272-4419. The fax

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phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/J. W./
Examiner, Art Unit 3725

/Dana Ross/
Supervisory Patent Examiner, Art
Unit 3725